

Trey Dayes (AZ Bar No. 020805)  
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*Attorneys for Plaintiffs*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

Darin Cross, a single man; Fernando Rapp,  
a married man; Luis Rosales, a single man;  
on behalf of themselves and others  
similarly situated,

Plaintiffs,

vs.

Superior Home Maintenance, L.L.C., an  
Arizona limited liability company; Sweet  
Enterprises, Inc., an Arizona Corporation;  
Michael R. Forest and Jane Doe Forest,  
husband and wife; Charles Sweet and  
Lorrie Sweet, husband and wife,

Defendants.

Case No. 2:13-cv-00470-HRH

**NOTICE OF SETTLEMENT AND  
STIPULATED MOTION TO  
DISMISS SUPERIOR HOME  
MAINTENANCE AND MICHAEL  
FOREST**

Plaintiffs and Defendants Superior Home Maintenance, LLC, and Michael Forest,  
by and through their undersigned counsel, respectfully submit that they have resolved  
their dispute.

Accordingly the parties hereby stipulate and move the Court to dismiss Superior  
Home Maintenance, LLC, and Michael Forest from this lawsuit, with prejudice, pursuant  
to Rule 41(a) of the Federal Rules of Civil Procedure with each party to bear their own  
attorneys' fees and costs.

1                   RESPECTFULLY SUBMITTED this 15th day of August, 2013.

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3                   *s/ Trey Dayes (with permission)*

4                   Trey Dayes

5                   PHILLIPS DAYES LAW GROUP PC

6                   3101 North Central Avenue, Suite 1500

7                   Phoenix, Arizona 85012

8                   Attorneys for Plaintiffs

9                   *s/ Eugene M. Kadish (with permission)*

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16                  Attorneys for Defendants Superior Home

17                  Maintenance, LLC, and Michael Forest

**CERTIFICATE OF SERVICE**

I hereby certify that on August 14, 2013, I electronically transmitted attached document to the Clerk's Office using the CM/ECF System for transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

D. Lewis Clark Jr. (Arizona Bar No. 025968)

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*Attorneys for Defendants Sweet Enterprises, Inc., Charles Sweet, and Lorrie Sweet*

s/ Nasser Abujbarah

Paralegal to Trey Dayes